

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *h* D.C.

05 NOV 17 PM 5: 35

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
WD OF TENNESSEE

DAVID FOUCAULT and  
and JEANNINE FOUCAULT,  
Individually and as  
Husband and Wife

JUDGMENT IN A CIVIL CASE

v.

THE LASIK VISION INSTITUTE, et al.

CASE NO: 04-2988-D

DECISION BY COURT. This action came to consideration before the Court. The issues have been considered and a decision has been rendered.

IT IS SO ORDERED AND ADJUDGED that in accordance with the Order Allowing Dismissal Without Prejudice To Rule 41 Of The Federal Rules Of Civil Procedure entered on November 16, 2005, this cause is hereby dismissed without prejudice.

APPROVED:

*Bernice B. Donald*  
BERNICE B. DONALD  
UNITED STATES DISTRICT COURT

11-16-2005  
Date

THOMAS M. GOULD

Clerk of Court

*Judy Caskey*  
(By) Deputy Clerk



## Notice of Distribution

This notice confirms a copy of the document docketed as number 34 in case 2:04-CV-02988 was distributed by fax, mail, or direct printing on November 18, 2005 to the parties listed.

---

Thomas R. Prewitt  
ARMSTRONG ALLEN, PLLC  
80 Monroe Avenue  
Ste. 700  
Memphis, TN 38103--246

John W. Leach  
LAW OFFICE OF JOHN W. LEACH  
1928 Walworth Court  
Germantown, TN 38138

Elizabeth T. Collins  
THOMASON HENDRIX HARVEY JOHNSON & MITCHELL  
40 S. Main St.  
Ste. 2900  
Memphis, TN 38103--552

Louis P. Chiozza  
CHIOZZA & ASSOCIATES  
230 Adams Ave.  
Memphis, TN 38103

John B. Burgess  
MCNABB BRAGORGOS & BURGESS, PLLC  
81 Monroe Ave.  
Sixth Floor  
Memphis, TN 38103--540

Donna L. Boyce  
ARMSTRONG ALLEN, PLLC  
80 Monroe Avenue  
Ste. 700  
Memphis, TN 38103--246

Honorable Bernice Donald  
US DISTRICT COURT